
25th FEBRUARY, 1805.

Read the first and second time, and committed to a committee of
the whole House, to-morrow.

A B I L L,

Relating to bonds given by the Marshals.

1 **Be it enacted**, by the Senate and House of Representatives
2 of the United States of America, in Congress assembled, That
3 the bond given, or to be given, by the marshal of any district, for the
4 faithful performance of the duties of his office, shall be filed in the
5 office of the clerk of the district, for which such marshal shall have
6 been appointed.

1 SEC. 2. *And be it further enacted*, That it shall be lawful
2 for the district judge of such district, on the application of any
3 party, claiming interest therein, to permit such bond to be put in
4 suit, against such marshal or his sureties, or all or any of them,
5 at the expense of the party making the application, and on giving
6 security, to the satisfaction of such judge, for paying the costs and
7 damages, which may be legally allowed to the adverse party, if no
8 recovery shall be had thereon, and in case of recovering
9 judgement on said bond, the court before whom the reco-

10 very may be had, shall cause the damages sustained by the
11 party prosecuting to be assessed, and shall thereupon direct
12 such sum to be levied thereon, and paid to the party aggrieved, as
13 will discharge such damages with costs. And after judgement on
14 such bond, any other party aggrieved, from time to time, may, by
15 permission of the district judge, and on the conditions aforesaid,
16 have remedy by *scire facias*, thereon, and the court shall direct
17 such further sum to be levied and paid to the party aggrieved, as
18 shall be assessed in manner aforesaid, with costs.